



Austin City Council MINUTES

For MAY 15, 1986 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Frank C. Cooksey
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Smoot Carl-Mitchell
Sally Shipman
George Humphrey
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, approved minutes for regular meeting of May 8, 1986, and special meetings of May 6, 1986 (4:00 p.m. & 8:00 p.m.); May 7, 1986 (4:00 p.m. & 6:00 p.m.). (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Rose and Urdy not in the Council Chamber.)

CITIZEN COMMUNICATIONS

Mr. Dave Dobbs talked about city planning documents. Mr. Roger Baker Jr. talked about City's population and land use forecasts. Ms. Mary F. Lieberman and Ms. Donna Hartley York discussed animal control laws. Mayor Cooksey said a public hearing will be set on animal control law changes. Mr. Victor Sumner from Night Hawk Restaurants and Mr. George Van Etten discussed electric rates. Mr. Larry Stanley discussed property located at the intersection of Angus Road and Bull Run. Mr. Mitch Weynand proposed a shelter for homeless youths. Ms. Margaret J. Gomez discussed Austin Minority Economic Development Corporations performance and Mr. Sam Guzman discussed the same topic.

ECONOMIC DEVELOPMENT COMMISSION

Rebecca Heflin, chairperson, Economic Development Commission, reported on on their progress.

PROCLAMATION FOR ROYCE CHERRIX

Mayor Cooksey presented a proclamation to Royce Cherrix who is riding cross-country on his horse to raise money for cerebral palsey research.

RESOURCE MANAGEMENT COMMISSION REPORT

Roger Duncan presented the Commission report on Co-Generation Feasibility Study for Brackenridge Hospital.

RELEASE OF EASEMENT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance authorizing release of the following easement: The Public Utility Easement retained at the vacation of a portion of Kim Lane in Ordinance No. 850808-L of record in Volume 9413, Page 577, and Volume 9315, Page 428, of the Travis County Real Property Records. (Request submitted by Mr. Jerry Saegert)

ITEMS POSTPONED

Postponed indefinitely is a resolution to consider authorizing Eminent Domain proceedings to acquire the following tract of land for the Bee Caves Wood Fire Station project: (1) Fee simple title to 1.50 acres out of the Henry S. Hill Survey No. 21, Abstract 14, Travis County, Texas.

Postponed until May 22, 1986 is consideration of approval of a resolution concerning siting for Civic/Convention Center.

Postponed indefinitely is consideration of amending the 1985-86 Annual Operating Budget by:

Transferring \$3,500,000 from the Electric Utility Fund to the Conservation Fund and appropriating of \$3,000,000 from the Conservation Fund to the following programs:

- (1) Residential Rebates & Incentives - \$1,000,000
- (2) Commercial Rebates & Incentives - \$1,800,000
- (3) Conservation Program Evaluation - \$ 200,000

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote).

Travis Settlement Municipal Utility District

Approved an ordinance granting final consent to the creation of the Travis Settlement Municipal Utility District.

Zoning Ordinances

Amended Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes:

- a. SKYLINE LTD/JOHNSON FAMILY
By Miguel Guerrero
C14r-84-420
- 1504 Capital of Texas Highway South
- From Interim "RR" to "LO", "GO", "GR", "MF-2" and "SF-6"

Heard and granted on February 7, 1985, (6-0). Council-member Mark Rose absent. Conditions have been met as follows: (1) Restrictive Covenant incorporating conditions imposed by Council has been executed; (2) Development restricted to that shown on Site Plan attached as Exhibit "I" to the Ordinance.

- b. DWYER-SANDERS COMPANIES
By Miguel Guerrero
C14r-83-015
- 1504 Capital of Texas Highway South
- From Interim "SF-2" to "LO" & "GR"

Heard and granted on March 1, 1984, (7-0). Conditions have been met as follows: (1) Restrictive Covenant incorporating conditions imposed by Council has been executed; (2) Development restricted to that shown on Site Plan attached as Exhibit "E" to the Ordinance.

- c. CITY OF AUSTIN
By Office of Land Development Services
C14-85-378 (part)
- 105-109, 201-207
301-307, 601-605
Ferguson Drive, 104-
109, 200-207, 300-305,
507, 600, 601, 603, 605
607 Provines Drive, 100-
108, 200-207, 300-307
500-507, 600-606, 700-723
W. Grady Drive, 100-603
East Grady Drive, 10701-
10725, 10801-10825 N.
Lamar Blvd., 10610-10615,
10700-10709, 10800-10805,
10809 Motheral Drive,
10410-10411, 10500-10513
10600-10613, 10700-10711
10800-10809 Turner Drive,
10410-10411, 10500-10513,
10600-10615, 10700-10711,
10800-10809 Georgian Drive,
100-107, 200-207, 300-307,
500-507, 600, 601, 603,
604, 605, 607, 700-723
- From Interim "SF-2" to "CS", "GR", "SF-2", "SF-3", and "LR"

West Applegate Drive and
100-103, 200-205, 300-309,
400-403, 500-505, 603
East Applegate Drive,
10500-10513, 10600-10613
Jean Drive, 10500-10513,
10600-10613 McMillian
Drive, 10500-10502, 10504-
10508, 10510-10512, 10600-
10615 Brownie Drive,
10500-10700 I. H. 35 North

Second and third readings. First reading on April 3, 1986, (6-0). Councilmember Mark Rose absent. No conditions to be met.

- d. DECKER RODEO JOINT 7801-8509 Loyola Lane From Interim "SF-2"
VENTURE 6500-6615 Decker Lane to "GR" & "MF-2"
C14-85-229

Second and third readings. First reading on December 5, 1985, (6-0). Councilmember Smoot Carl-Mitchell absent. Conditions have been met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed.

- e. CONCORDE CENTER, INC. 4631 Airport Blvd. From "CS" to
By Donna Burford Suite 131 "CS-1"
C14-86-018

EMERGENCY PASSAGE OF ORDINANCE

Second and third readings. First reading on May 8, 1986 (6-0). Councilmember Mark Rose out of room at roll call. Conditions have been met as follows: Development restricted to that shown on site plan attached as Exhibit "B" to the ordinance.

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, adopted the following resolutions in one motion: (7-0 Vote)

Lease for Public Health Department

Approved leasing 4,500 square feet of Office/Warehouse with Thomas Brothers Construction Company for Public Health Department (Vector Control).

Release of Easements

Authorized release of the following easements:

- a. The Public Utility and Drainage Easement dedicated by plat on Lot 1, Willow Bend II, Pleasant Valley Road at Oltorf Street. (Request submitted by Dennick and Harris Engineering)
- b. The Public Utility Easement on Lot 48, Enfield F, 1610 Wethersfield Road. (Request submitted by Ms. Dana Dean)

License Agreement

Entered into the following License Agreement: To allow the encroachment of a vehicular crossing over the wastewater and drainage easement on Lot 3, Block A, Hollow Canyon I. (Request submitted by Drexel Properties)

Capital Improvements Program

Approved of the extension of an existing professional services agreement between the City of Austin and Dailey, Wann and Michael, A.I.A., Architects and Planners. Public Works Department, Street and Bridge Facility, and Electric Department Facility, C.I. P. No's. 79/60-01 & 77/11-04 (\$101,000.00)

Roadway Improvements to Anderson Mill Road

Approved entering into an Interlocal Cooperation Agreement with Travis County for roadway improvements related to Anderson Mill Road.

Energy and Water Use Database

Approved entering into an Interlocal Cooperation Agreement with University of Texas at Austin, Center for Energy Studies, to provide for Phase II of the Development of a Commercial Buildings Energy and Water Use Database. (Total \$30,000.00)

Contracts Approved

Approved the following contracts:

- | | |
|---|---|
| <ol style="list-style-type: none">a. GAREY CONSTRUCTION
COMPANY, INC.
11607 North Lamar
Austin, Texas | <p>- CAPITAL IMPROVEMENTS PROGRAM -
King Albert Street Drainage
Improvements, Public Works
Department
Total \$32,883.97 C.I.P. No's.
83/60-80, 86/22-04, 86/23-04</p> |
|---|---|

- b. WESTINGHOUSE ELECTRIC CORP.
201 North St. Mary's
Suite 512
San Antonio, Texas
- c. SIKES CONSTRUCTION
COMPANY, INC.
8200 MoPac, Suite 175
Austin, Texas
- d. RIZZO CONSTRUCTION COMPANY
INC.
2712 East Bee Caves Road
Suite 116
Austin, Texas
- e. SPACE MASTER INTERNATIONAL
5911 Highway 183 South
Austin, Texas
- f. GPM IRRIGATION EQUIPMENT
DISTRIBUTORS (MBE)
8446 Gault Lane
San Antonio, Texas
- g. UEC EQUIPMENT COMPANY
3004 Navigation Blvd.
Houston, Texas
- h. CLEMENTS INDUSTRIES
Silbey Road
Minden, Louisiana
- i. SURGIKOS
1200 Barton Hills Drive
Suite 333
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Nine (9) 18/24/30 MVA Power
Transformers, Electric Utility
Department
Total \$2,383,443.00 C.I.P. No.'s
85/16-19, 86/16-03, 86/16-04,
86/16-06, 86/16-20, 81/16-02
- CAPITAL IMPROVEMENTS PROGRAM -
Construction of the Brackenridge
2000 - "Children's Hospital"
Improvements, Brackenridge Hospital
Total \$14,813,000.00 C.I.P. No.
84/84-01
- CAPITAL IMPROVEMENTS PROGRAM -
Construction of the Heliport -
Emergency Dock Protective Canopy
Improvement (Part of Brackenridge
2000 Project), Brackenridge
Hospital
Total \$179,389.00 C.I.P. No.
84/84-01
- Portable Office Building, Electric
Utility Department
Total \$26,768.00 86-0242-DC
- Toro Irrigation Parts, Parks
& Recreation Department
Twelve (12) month Supply Agreement
Total \$45,000.00 86-0200-DC
- Truck-mounted Crane, Vehicle &
Equipment Services Department
Total \$103,922.00 86-0172-CM/DC
- Semi-trailer, Vehicle & Equipment
Services Department
Total \$53,698.00 86-0205-CM/DC
- Surgical Packs and Gowns,
Brackenridge Hospital
Twelve (12) Month Supply Agreement
Total \$209,604.30 BC6-089

Approach Mains

Approved the following approach mains: NOTE: The amount of LUE's approved for wastewater commitment does not guarantee service in the event that the flows to affected Treatment Plants exceed legally permitted flows, and does not imply commitment for land use.

- a. 599 D & L Tract, Water
- b. 643 Taylor Tract, Wastewater
- c. 696 D & L Tract, Wastewater

Little Walnut Water Main Extension

Approve the First Supplemental Addendum regarding the Agreement for Construction of the Little Walnut Water Main Extension.

Central Texas Library System

Approved appointing Mrs. Ida Courtney to a two-year term as Austin's Lay Representative to the Central Texas Library System.

Approved appointing Mrs. Jackie Harmon to a three-year term on the Central Texas Library System Advisory Council.

Approved a grant application to the Texas State Library for \$726,114 for the Central Texas Library System operation.

Public Hearings Set

Set public hearing on the following:

- a. An appeal of Planning Commission action of case C14p-85-047 relating to additions to Kramer Lane service center for Solid Waste Transfer Station: June 5, 1986 at 5 p.m.
- b. An amendment to Chapter 13-2A of the City Code (Zoning Ordinance) establishing a waterfront overlay District (WO), for properties in the Town Lake Corridor: June 5, 1986 at 5:30.

Item Postponed

Postponed indefinitely was consideration of releasing approximately 15 acres of territory from Austin's Extra-Territorial Jurisdiction to the City of Buda. (Staff recommends denial of request.)

ZONING CHANGE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, passed through FIRST READING ONLY

an ordinance approving the following zoning change:

CONCORD SQUARE	2301-2363 Douglas	From Tr. C - "MF-2"
VENTURE	2431-2217 East	& "I-SF-3" to
By Kristaponis	Oltorf	Tr. C - "MF-2"
Gregory & Assoc. Inc.		NOT RECOMMENDED
C14-85-202 (part)		RECOMMENDED "MF-2"
		on Tract C and "RR" for
		floodplain, prohibiting
		efficiencies and the
		connection of Douglas.
		TRACT C "MF-1"
		FLOODPLAIN "RR"
		<u>FIRST READING ONLY</u>

(4-3 Vote, Mayor Pro Tem Trevino, Councilmembers Rose and Urdy voted No.)

ORDINANCE AMENDMENTS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending Ordinances No's 840301-R, 840920-R, 841108-H, 841115-III, 850307-J, 850613-W and 851107-F, repealing moratorium on wastewater service connections, building and plumbing permits in the service area of the Williamson Creek Wastewater Treatment Plant. (7-0 Vote)

Prior to the vote Mayor Cooksey said he is concerned with the watering of Jimmy Clay golf course. Mr. Jim Thompson, Director of Water and Wastewater, discussed and then Mr. Charles Jordan, Director of Parks and Recreation, said they have a watering system, but no water. Mr. Jordan said they have an option to buy City water but that would be too expensive and they are exploring other ideas.

Mr. Thompson said the course can be watered with effluent if a treatment facility is left on site. Councilmember Rose said he does not like the use of treated water for golf courses. Mayor Cooksey instructed the City Manager to instruct the staff to look at options. Mayor Cooksey also commented there are no more moratoriums in force in the City of Austin.

CONTRACTS APPROVED

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, adopted resolutions approving the following contracts: (7-0 Vote)

AMERICAN CRITICAL CARE
1600 Waukegan Road
McGaw Park, Illinois

- Blood Volume Expander, Brackenridge
Hospital
Twelve (12) Month Supply Agreement
Total \$29,388.00 BS6-120

(continued next page)

WESTINGHOUSE ELECTRIC CORP.
201 North St. Mary's,
Suite 512
San Antonio, Texas

- Westinghouse Turbine Repair Parts
Electric Utility Department
Total \$27,554.60 86-0233-DC

SANGAMO WESTON, INC.
Sangamo Energy Management Div.
P. O. Box 38300
Atlanta, Georgia

- Electrical Consumption Translation
System Software and Hardware
Upgrade of Existing System,
Electric Utility Department
Total \$64,967.00 86-S335-FW

HONEYWELL, INC.
111 East Rhapsody
San Antonio, Texas

- Upgrade of the Delta 1000 Automa-
tion System, Brackenridge Hospital
Total \$32,760.00

BLACKLANDS NEIGHBORHOOD

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, adopted a resolution to support peaceful co-existence between the University of Texas at Austin and the Blacklands Neighborhood. (7-0 Vote)

CITY MANAGER REPORTS

The report on Wastewater Needs of the St. Edwards University Area was postponed to May 22, 1986. Postponed indefinitely was the report on Contract Increases and Change Orders. Pilot Program for Mechanized Collection of Refuse and Fire Department C.I.P. and Staffing reports were not given.

PUBLIC HEARING - APPEAL

Mayor Cooksey opened the public hearing set for 3:00 p.m. on the appeal of Mr. James L. Webb of a Lake Austin Site Development Permit No. 7859. Mrs. Webb showed slides of the area and said it was parkland being destroyed by bad development of a road through it.

Charles Jordan, Director of Parks and Recreation, said the use of the park should be restricted to day campers, and the area should be put in property control and re-vegetated. Mr. Jordan said they will need a permit to do those things. A representative of the Office of Land Development Services said a site development permit can be approved. In the meantime, he said, nothing else will be done until the master plan is finished. He suggested the road be kept in order to keep options open.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, DENIED the appeal, approved agreements presented by

Mr. Jordan and restrict to day campers. (4-3 Vote, Councilmembers Shipman, Carl-Mitchell and Rose voted No.)

PUBLIC HEARING - APPEAL OF DEMOLITION ORDER

Mayor Cooksey opened the public hearing set for 3:15 p.m. on an appeal of Building Standards Commission demolition order on the accessory structure located at 3515 Webberville Road.

Reverend Bartee, pastor of Friendship Baptist Church, told Council they will repair the building, which is used for storage. He could not be definite about how long it might take.

Discussion followed concerning the condition of the building.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, directed this be brought back to Council in six months to determine if the property is repaired to meet standards or if it should be torn down because repairs cannot be made. (6-0 Vote, Councilmember Rose out of the room.)

PUBLIC HEARING - SOCIAL SERVICE AGENCY FUNDING PROPOSALS

Mayor Cooksey opened the public hearing set for 3:30 p.m. on Social Service Agency Funding Policy Proposals. The following people spoke: Norman Kieke, Steve McKee, John Brubaker, Rosanna Celilak, Dan Bowie, Johnny Cavanaugh, Donald Zapone, Ginny Ballard, Kathy Spear, Sue Johnson, Regina Rokoff.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Mayor Cooksey's second, closed the public hearing. (7-0 Vote)

Item to be brought back:

The resolution to consider adopting social service agency funding policies will be on the June 5, 1986 agenda.

PUBLIC HEARING - SOUTHERN UNION GAS FRANCHISE

Mayor Cooksey opened the public hearing set for 4:00 p.m. on Southern Union Gas Franchise.

Paul Norris & David Elliott both said Southern Union Gas is a well run facility and should be used as a roll model for business.

Fernando Villarreal, who operates a satellite office for Southern Union Gas Company in Springdale Shopping Center, said the office is there to give customers better service and spoke in favor of the company.

Juanita Gutierrez, who works for Southern Union Gas in basic utility construction, praised the company.

Robert M. Laczko discussed the programs Southern Union Gas offers to help Austinites.

Jay Ryan said the consumer rights of tariffs is not proper. He advised Council if they adopt the franchise, they should have an impartial hearing officer.

David Armbrust, representing Southern Union Gas Company, discussed its merits.

Motion

The Council, on Mayor Pro Tem Trevino's motion, closed the public hearing, which was seconded by Councilmember Humphrey. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room.)

Motion

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, asked that an ordinance be brought back for first reading on May 29, 1986. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room.)

12TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Council had before them, under Old Business an ordinance to consider allocating an additional \$65,000.00 of Community Development Block Grant (CDBG) reprogramming funds to the Community Welfare Association for the renovation of the Emily Howson Center.

Motion

Councilmember Urdy stated: "We had pulled from Old Business Item D.1.b and asked to consider that with the CDBG hearing because it does involve the CDBG funds, to consider allocating an additional \$65,000.00 of Community Development Block Grant (CDBG) reprogramming funds to the Community Welfare Association for the renovation of the Emily Howson Center, and we have staff recommendation for approval on this. This is an ongoing program that for various reasons needed the additional funds and I don't know if anyone else wanted to discuss that but I wanted to do it in connection with this because it does involve the CDBG reprogramming funds, the part that we are reprogramming because that program is going on now and we need the funds before they can proceed and if there is no discussion I would like

to move that we approve Item D.1.b. so that we can allocate the \$65,000 for the reprogramming funds on that item. Mayor Pro Tem Trevino seconded the motion which passed by a 7-0 Vote.

Council had before them a resolution to consider the following for the 12th Year Community Development Block Grant Program:

- a. Adopt General Topic Areas and Service delivery mechanism for the 12th Year Community Development Block Grant.
- b. Establish funding allocations for each activity; and
- c. Authorize the City Manager or his designee to submit the planned activities for the 12th Year Community Development Block Grant Program as adopted by the City Council to the Department of Housing and Urban Development (HUD).

Motion

Mayor Pro Tem Trevino made the following motion, seconded by Councilmember Urdy:

HOUSING - City Manager Option B

- | | | |
|--|---|--------------------------------|
| a. Improve the housing stock through standard rehabilitation of owner-occupied units up to the City Housing Code. (Policy Item G) | } | \$1,765,900
(185-190 units) |
| b. Alleviate threats to health and safety thru emergency repairs to owner-occupied housing units. (Policy Item G) | | |
| c. Provide architectural barrier removal services and counseling services to elderly and/or handicapped households. (Policy Item E) | | \$ 297,233
(208 units) |
| d. Provide counseling on rental repairs to tenants; provide for mediation to facilitate repairs for tenants; provide tools to homeowners and tenants for repairs to housing units. (Policy Item E) | | \$ 151,147
(95 units) |
| e. Public housing improvements (Policy Item B) | | \$ 500,000 |
| f. Provide for the new construction of owner-occupied and rental units in the CDBG target areas. | | -0- |

- g. Provide for temporary emergency housing \$ 100,000
needs of families. (Policy Item E)

Mayor Pro Tem Trevino stated "and we would also consider additional funding during the budget process later this year. We have already allocated by our last motion the \$65,000 to the Housing Community Center. Those were for re-programming funds." 65,000

SUB TOTAL \$2,879,280

ECONOMIC DEVELOPMENT

- a. Provide funds for projects such as Feasibility \$ 200,000
Study for Commercial Land Banking in East Austin;
Management and Technical Assistance; Technical
Assistance for Sector Planning; and continued
implementation of the East Austin Economic
Development Strategy. (Policy Items C,E,G & H)
- b. Business Loan Program \$ 600,000

to be divided as follows:

South 1st Corridor Program (\$ 100,000)
East 1st, 6th and 7th Street Corridors (\$ 250,000)
East 11th and 12th Street Corridors (\$ 250,000)

Of that, \$300,000 is to be utilized immediately by these organizations and to be available immediately to these organizations and not wait until October.

- c. Small Business Development Loan Fund \$ 200,000

HOUSING AND ECONOMIC DEVELOPMENT \$ 577,000
\$ 250,000

Mayor Pro Tem Trevino stated: "We allocate \$577,000 in the area of housing and economic development funds. These are monies to be used in only these two categories. In addition, within the fund, we will allocate \$250,000 that will be utilized and be considered Special Projects Grants. It is the Manager's recommendation that the \$577,000 monies be leveraged so that those monies can be re-cycled at a later time. The \$250,000 we want to give Council flexibility that if there is an innovative program that may not be able to help us re-cycle the money, we still want to maintain that flexibility to make that decision."

ADMINISTRATION

\$ 715,459

TOTAL \$5,421,739

5/15/86

Councilmember Trevino also stated "Staff is to return by June 5, 1986 with the criteria for Council's consideration, under housing and economic development. Under this category we need flexibility in the event our discussions with the Austin Housing Authority warrants some additional funding. That would be the 'kitty' we could use to supplement."

Roll Call on Motion

7-0 Vote

PUBLIC HEARING - PAVING ASSESSMENTS ON RADAM LANE

Mayor Cooksey opened the public hearing set for 4:00 p.m. on paving assessment to be levied on Radam Lane, consisting of one unit, covering approximately 1 block.

No one appeared to be heard.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance assessing paving improvements to Radam Lane, consisting of one unit, covering approximately one block. (7-0 Vote)

ZONING HEARINGS

Mayor Cooksey announced Council would hear the zoning cases. Council heard, closed the public hearings, passed one on emergency basis, passed three on first reading and continued another case. Disposition is as follows:

a. Recommended by the Planning Commission, As Requested:

(1) r-86	CITY OF AUSTIN	7113 MLK, Jr.,	From "SF-3"
032	WATER AND WASTE-	Blvd.	To "P"
	WATER DEPARTMENT		RECOMMENDED
	By Leo J. Burke	<u>EMERGENCY PASSAGE OF ORDINANCE</u>	

(On Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

b. Recommended by the Planning Commission, As Requested, With Conditions:

(2) r-85	MORTON H.	10212-10232 Middle	From "I-SF-2"
361	CROCKETT, JR.	Fiskville Road	To "GR"
	By Cox Groslin	10213-10233 IH-35	RECOMMENDED subject to
	& Assoc.		dedication of up to 35'

(On Councilmember Rose's motion, Mayor Pro Tem Trevino's second, 5-2 Vote, Councilmembers Shipman and Carl-Mitchell voted No.)

- (2) r-85 MORTON H. (continued)
361 CROCKETT, JR.

of right-of-way from centerline of Middle Fiskville; any proposed access onto Middle Fiskville will need to be reviewed by Planning Commission with site plan.

"GR" FIRST READING ONLY

- (3) -85 STRATFORD PLACE 3008 Stratford Dr.
033 PUD
By Jana Havelka

From "SF-3"
To "PUD-Single Family/Condominium"
RECOMMENDED to approve variances as requested with exception of sidewalks & off-site parking and grant zoning to PUD.
FIRST READING ONLY

(On Councilmember Rose's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.)

- (4) -86 JOHN PRESLAR, 804-810 West St.
028 ET AL; Elmo, 4314-B James
THELMA MARSHALL Casey Street
MAURER; JOE &
KATHRYN SMITH
By Dean Goodnight

From "SF-3"
To "LO"
RECOMMENDED grant "LO" on Tracts 1 and 2, subject to a restrictive covenant on Tract 2 limiting the use to a nursing home of one story with no more than 150 beds of care. Notes should be placed on the site plan and written in the restrictive covenant that there be a gate on the frontage to St. Elmo, to be closed from 7:20 - 8:20 a.m. and from 2:30 - 3:30 p.m. on school days. All other entry of staff and delivery to be from James Casey.

FIRST READING ONLY

(On Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, 7-0 Vote.)

- (5) h-83 ARMSTRONG ODEM 614 Blanco
013 HOUSE
By City of Austin

From "MF-4"
To "NO-H"
NO RECOMMENDATION

CONTINUE TO JUNE 19, 1986 UNDER OLD BUSINESS

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated to discuss matters of land acquisition, litigation, and for personnel matters. No official action of the City Council will be taken on any of these matters unless such item is specifically listed on the agenda.

1-a. Board and Commission Appointments - Section 2, Paragraph g.

1-b. Land Acquisition - Section 2, Paragraph f.

(1) Acquisition of site for fire stations.

1-c. Pending Litigation - Section 2, Paragraph e.

(1) City of Austin vs. EACEDC (Cause No. 383839)

(2) Trinity - 12 Inc. vs City of Austin

(3) Hyde Park Baptist Church vs Board of Adjustment

RECESS

Council recessed for executive session from 7:07 p.m. to 8:10 p.m.

PUBLIC HEARING - ETHICS AND FINANCIAL DISCLOSURE ORDINANCE

Mayor Cooksey opened the public hearing set for 7:00 p.m. on the new City of Austin Ethics and Financial Disclosure Ordinance. The following people spoke: Mark Kanshaba, Bill Emory, Ruth Epstein, Jim Cameron, Jean Dahlquist, John Hill, Donna Mobley, Joe Jerkins, Ed Hanslik, Martha Smiley, Christina Little, Carolyn DuPont, Jim Kauzer, Tom Granger and Charles Ross.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, closed the public hearing. (5-0 Vote, Mayor Pro Tem Trevino, Councilmember Urdy out of the room.)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, voted to bring back for action on May 29, 1986. (5-0 Vote, Mayor Pro Tem Trevino, Councilmember Urdy out of the room.)

BOARD & COMMISSION APPOINTMENTS

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved the following board and commission appointments: (6-0 Vote, Mayor Pro Tem Trevino absent)

Solicitation Board: Mary K. Lindelow

Building Code Board of Appeals: Jack Drummond

Dental Health Advisory Committee: Richard Ross, John Frasher,
John Valkenaar, Gail Parsons, Phyllis Hartzell and Pedro
Mudarra

OFFICE SPACE FOR CITY SERVICES AND COUNCIL CHAMBERS

Councilmembers Rose and Humphrey introduced an item to Council to consider retaining a leasing consultant to assist in leasing office space for consolidation of City services and Council Chambers.

Councilmember Carl-Mitchell told Council, "This is basically an amendment of the original resolution ... it's in the initiative process to an all repeat process to hire a leasing consultant for City lease space, helping in the consolidation of City services in the Council Chamber and later on following this there should be a possible RFP process to actually solicit bids for our solicit proposals for leasing in City space consolidation of City services and Council Chambers and later on following this will be a possible RFP process to actually solicit bids for or solicit proposals for leasing in the City space consolidation.

Mr. Carrasco said, "Depending on the outcome of this cost benefit?" Councilmember Carl-Mitchell said yes.

Motion

Councilmember Carl-Mitchell made a motion, seconded by Councilmember Humphrey to retain a leasing consultant to assist in leasing office space for consolidation of City services and Council Chambers.

Mayor Cooksey asked "Does that have the same provisions that we looked at the other day? In executive session about this?"

Councilmember Shipman asked, "Mayor, do you want that as a separate motion to direct the City Manager to issue the RFP? Do you want to include it in the resolution?" Mayor Cooksey answered, "I think the resolution, it doesn't state what the process is, it just states, 'commence the process'. I think it should relate to the process we agreed upon." He then referred to Councilmember Shipman's amendment.

Councilmember Shipman said she wanted to read the amendment into the record. She said an item Q will be added. First Assistant City Attorney Jonathan Davis asked, "That's the RFP?" Councilmember Shipman said it was.

City Manager Carrasco stated, "I think the Council is not only adopting a process but directing me to issue the RFP, and one of the provisions of the RFP has to do with the section that Councilmember Shipman is wanting to read into the record."

Friendly Amendment

Councilmember Shipman read, "Item Q proposes representation to many proposals. A proposer shall warrant and represent that he will not lobby, or meet or communicate with the Councilmembers with regard to the RFP or the selection of the finalist. The actual violation of this requirement may constitute grounds for determining that a proposal is non-responsive. However, this shall not preclude any interested party from appearing before the City Council under Citizen Communication to offer comments or criticism concerning the administration of the proposed process and/or the evaluation proposals and substitute recommendations made hereunder."

Mr. Davis stated, "That's just the RFP, which is a process we initiated....."

Roll Call on Motion with Friendly Amendment

6-0 Vote, Mayor Pro Tem Trevino absent

ADJOURNMENT

Council adjourned its meeting at 10:56 p.m.